

ORDINANCE NO. 2024-

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS AMENDING SECTION 126-381 TO CHANGE PAID PARKING ON FAIR LANE BY RIVER ACRES PARK FROM WEEKENDS/HOLIDAYS TO DAILY ; INCLUDING PAID PARKING IN CYPRESS BEND PARK DAILY FROM MAY 1- LABOR DAY; AND ADDING CYPRESS BEND AS AN ELIGIBLE LOCATION FOR THE RESIDENT PARKING PASS; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SAVINGS CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of New Braunfels has identified growing visitation at River Acres Park and Cypress Bend Park over the last 8 years making it harder for residents to visit these parks during the peak season of May through September;

WHEREAS, the City of New Braunfels added \$20 paid parking for non-residents to Fair Lane by Cypress Bend Park in 2024 on weekends and holidays only between May 1-Labor Day, with free resident parking with a valid resident river parking pass;

WHEREAS, the goal of adding paid parking to Fair Lane is to create an opportunity for spaces to be available for New Braunfels residents to park for free with the Resident River Parking Pass and positive feedback was received that this goal was successful for the 2024 season;

WHEREAS, visitors coming to Cypress Bend Park are currently not contributing to the River Activities Fund through any user fees;

WHEREAS, the goal of adding paid parking to Cypress Bend Park is to create an opportunity for residents to have available parking to visit Cypress Bend Park during the peak season;

WHEREAS, residents wishing to park on Fair Lane would not have to pay a parking fee if they have their Resident River Parking Pass properly displayed on their vehicle;

WHEREAS, making the parking fee a daily fee at Fair Lane and Cypress Bend Park has potential to free up additional parking for residents;

WHEREAS, the City of New Braunfels has Park Ranger and Police Department staff at River Acres Park and Cypress Bend Park during the peak river season to address growing concerns which has expenses to the River Activities Fund;

WHEREAS, the River Advisory Committee and Parks and Recreation Advisory Board reviewed the proposed changes on October 8, 2024 and unanimously recommended the proposed ordinance change for Fair Lane by River Acres Park for approval; and

WHEREAS, the River Advisory Committee and Parks and Recreation Advisory Board reviewed the proposed changes on October 8, 2024 and the River Advisory Committee unanimously recommended the proposed ordinance change and the Parks and Recreation Advisory Board recommended the proposed change with a vote of 5-1 for Cypress Bend for approval.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW BRAUNFELS, TEXAS:

SECTION 1

THAT City of New Braunfels Code of Ordinances, Section 126-381 is hereby amended as indicate below with new language indicated in underlined font and deleted language indicated in strikethrough font:

Sec. 126-381. Paid parking space and paid parking zones established.

(a) The below-listed zones may be diminished or extended and enlarged or other paid parking spaces or paid parking zones may be created when authorized by the city council. The following described areas are hereby established as paid parking zones:

(6) Fair Lane at River Acres Park. There shall be a parking fee charged for all parking spaces on the southern side of Fair Lane from the intersection of Fair Lane and Common Street for 520 feet, with the exception of a no parking zone for emergency vehicles that starts 312 feet from the intersection of Fair Lane and Common Street and is 52 feet long. The parking fee will be charged between the hours of 8:00 a.m. and 7:00 p.m. ~~on weekends and holidays~~ daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collected from this parking lot will go into the River Activities Fund.

(7) Cypress Bend Park. There shall be a parking fee charged for all parking spaces in Cypress Bend Park between the hours of 8:00 a.m. and 7:00 p.m. daily from May 1 through Labor Day. Such parking fee shall be paid by the operator of each vehicle at the designated locations and shall be charged \$20.00 for every parking space utilized by a vehicle of any size. If city personnel determine that a vehicle is using more than one parking space, then an additional \$20.00 fee will be charged. Once paid by the operator, the space is not transferable to another vehicle. If a vehicle leaves and then returns later in the same day when the fee is applicable, a new \$20.00 fee will be charged to park in one space. All fees collected from Cypress Bend Park will go into the River Activities Fund.

Exceptions. At the determination of the City Manager or their designee the parking fee may be waived with rental of the Cypress Bend Pavilion

(b) General exceptions.

(1) Vehicles with disabled veteran license plates will be exempt from parking fees.

(2) When it has been determined by the city manager or ~~his~~ their designated representative that weather or other conditions do not warrant charging such a fee, it may be temporarily suspended.

(3) A resident river parking pass shall be made available for users of the paid parking spaces and paid parking zones in subsections 126-381 (a) (2), (3), (4), (5), ~~and~~ (6), and (7).

For the purpose of section 126-381, the term "resident" applies to persons who reside within the city limits. There is no fee for the Resident River Parking Pass and it shall be valid for three years. All holders of a Resident River Parking Pass shall be entitled entry into Elizabeth Street parking area, East San Antonio Street on street parking, Mill Street parking, ~~and~~ Hinman Island Drive on street parking, ~~and~~ Fair Lane on street parking, and Cypress Bend Park parking at no additional charge, daily, from May 1st through Labor Day for the purpose of parking their vehicles.

SECTION 2

THAT all other ordinances, or parts of ordinances, in conflict herewith are hereby repealed to the extent that they are in conflict.

SECTION 3

THAT if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

SECTION 4

THIS ordinance will take effect upon the second and final reading in accordance with the provisions of the Charter of the City of New Braunfels.

PASSED AND APPROVED: First reading this 28th day of October, 2024.

PASSED AND APPROVED: Second reading this 12th day of November, 2024.

CITY OF NEW BRAUNFELS

NEAL LINNARTZ, Mayor

ATTEST:

GAYLE WILKINSON, City Secretary

APPROVED AS TO FORM:

VALERIA M. ACEVEDO, City Attorney